T & TR Serial No. 10/760,171
Confirmation No.: 1143

ATTORNEY'S DOCKET NO. B1102.70015US01/TJO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Allyn Hubbard et al.

Serial No:

10/760,171

Confirmation No.:

1143

Filed:

January 15, 2004

For:

APPARATUS FOR PERFORMING ASSAYS AT REACTION SITES

Examiner:

Not Yet Assigned

Art Unit:

1743

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 23 day of November, 2004.

Signature

Mail Stop Missing Parts

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

CONSENT OF ASSIGNEE TO REISSUE AND OFFER TO SURRENDER ORIGINAL LETTERS PATENT

BioProcessors, Corp. certifies that it is the assignee of the entire right, title and interest in U.S. Patent No. 6,338,820 by virtue of a chain of title from the inventors of U.S. Patent Application Serial No. 09/134,141, which matured into U.S. Patent No. 6,338,820, to BioProcessors Corp. as shown in the attached Certificate Under 37 CFR 3.73(b).

BioProcessors Corp., assignee of U.S. Patent No. 6,338,820, consents to the filing of reissue application No. 10/760,171 for the reissue of U.S. Patent No. 6,338,820. BioProcessors Corp. hereby offers to surrender the original letters patent.

The undersigned (whose title is supplied below) is empowered to act on behalf of the BioProcessors Corp.

Art Unit 1743

Respectfully submitted,

BioProcessors Corp.,

Assignee of the Entire Interes

Andrey J. Zarur,

President and CEO of BioProcessors Corp.

Attorney Docket No. B1102.70015US01 Date: November 22,2004

x06/23/04x 794231

NOV 2 6 2004 55

THE PLANE WAY	CERTIFICATE UNDER 37 CFR 3.73(b)					
Applicant:	Allyn Hubbard et al.					
Patent No:	6,338,820 B1 Issued: January 15, 2002					
Application No.:	09/134,141 Filed: August 14, 1998					
Confirmation No.:	7607					
Entitled:	Entitled: APPARATUS FOR PERFORMING ASSAYS AT REACTION SITES					
BioProcessors Corp., a corporation						
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, univergovernment agency, etc.)						
certifies that it is the as	ssignee of the entire right, in the patent application and patent identified above by virtue of					
A. [] An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached OR						
B. [X] A chain of title from the inventor(s), of the patent application and patent identified above, to the current assignee as shown below:						
	ors of the patent application To: Alexion Pharmaceuticals, Inc.					
The document was recorded in the Patent and Trademark Office at						
Reel 9588	Frame 0450, or for which a copy thereof is attached.					
2. From: Alexion	n Pharmaceuticals, Inc. To: BioProcessors Corp.					
The document wa	as recorded in the Patent and Trademark Office at					
Reel 014373	Frame 0308, or for which a copy thereof is attached.					
3. From:						
The document was recorded in the Patent and Trademark Office at						
Reel	Frame , or for which a copy thereof is attached.					
[] Addition						
[] Copies of assignments or other documents in the chain of title are attached.						
The undersigned (whose title is supplied below) is empowered to sign this eartificate on behalf of the assignee.						
_22.NOV:	2004					
Date	Signature					
	Andrey J. Zarur					
	Typed or Printed Name					
•	President and CEO of BioProcessors Corp.					
	Title					



REISSUE APPLICATION DECLARATION AND POWER OF ATTORNEY BY INVENTORS

As one of the below named inventors, I hereby declare that: my residence, post office address and citizenship are as stated below my name; I believe I am an original, first, and joint inventor of the invention which is described and claimed in Letters Patent Number 6,338,820 granted on January 15, 2002, and in U.S. Patent Application Serial No. 10/760,171 entitled APPARATUS FOR PERFORMING ASSAYS AT REACTION SITES, filed on January 15, 2004, as amended by a Preliminary Amendment filed therewith, and for which invention I solicit a reissue patent.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations § 1.56.

STATEMENT OF INOPERATIVENESS OF ORIGINAL PATENT 37 C.F.R. §1.175

I hereby aver that I believe the original patent to be wholly or partly inoperative or invalid by reason of my claiming less than I had a right to claim in the patent. The errors which are recited herein occurred without any deceptive intent.

All errors being corrected in this reissue application up to the time of filing of this declaration arose without any deceptive intent.

The particular insufficiencies in the claims result because they are not as broad as the scope to which I believe I am entitled due to the inclusion of certain limitations in the claims, such as a "multi-function head." The limitation of "a multi-function head" appears in the two independent claims of the original patent, claims 1 and 49, and all dependent claims that depend therefrom.

POWER OF ATTORNEY

The undersigned hereby appoints the following attorney(s) and/or agent(s) to prosecute this application and all related divisional, continuing, substitute, renewal, reissue, re-exam, and to conduct all business in the Patent and Trademark Office connected therewith:

ractitioner(s) named below		Registration Number	
· · · · · · · · · · · · · · · · · · ·			
Direct all correspondence to the a	bove-mentioned customer number	ı	
Correspondence address below:			
ATTORNEY'S NAME			
ATTORNEY'S NAME FIRM NAME			
FIRM NAME	STATE	ZIP	

Address all telephone calls to at telephone no. (617) 646-8000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Post Office Address:

Full name of first or joint inventor:

Citizenship: Residence: Allyn Hubbard

United States of America

120 South St.

Medfield, MA 02502

120 South St.

Medfield, MA 02502

Inventor's signature

Full name of second or joint inventor:

Citizenship:

Residence:

Samesh Kale

India

1216 Arboretum Way

Burlington, MA 01803

1216 Arboretum Way Burlington, MA 01803

Post Office Address:

Vat

Inventor's signature

Post Office Address:

Full name of third or joint inventor:

Citizenship:

Residence:

Scott Rollins

United States of America 37 Wintergreen Drive

Monroe, CT 06468

37 Wintergreen Drive

Monroe, CT 06468

BEST AVAILABLE COPY

Date

Date

Post Office Address:

Full name of fourth or joint inventor:

Citizenship:

Residence:

Jeremy Springhorn

United States of America 122 Forest Brook

Guilford, CT 06437

122 Forest Brook

Guilford, CT 06437

Inventor's signature

Full name of fifth or joint inventor:

Citizenship:

Residence:

Post Office Address:

Stephen Squinto

United States of America

16 Coachman's Ln. Bethany, CT 06524

16 Coachman's Ln.

Bethany, CT 06524



As one of the below named inventors, I hereby declare that: my residence, post office address and citizenship are as stated below my name; I believe I am an original, first, and joint inventor of the invention which is described and claimed in Letters Patent Number 6,338,820 granted on January 15, 2002, and in U.S. Patent Application Serial No. 10/760,171 entitled APPARATUS FOR PERFORMING ASSAYS AT REACTION SITES, filed on January 15, 2004, as amended by a Preliminary Amendment filed therewith, and for which invention I solicit a reissue patent.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations § 1.56.

STATEMENT OF INOPERATIVENESS OF ORIGINAL PATENT 37 C.F.R. §1.175

I hereby aver that I believe the original patent to be wholly or partly inoperative or invalid by reason of my claiming less than I had a right to claim in the patent. The errors which are recited herein occurred without any deceptive intent.

All errors being corrected in this reissue application up to the time of filing of this declaration arose without any deceptive intent.

The particular insufficiencies in the claims result because they are not as broad as the scope to which I believe I am entitled due to the inclusion of certain limitations in the claims, such as a "multi-function head." The limitation of "a multi-function head" appears in the two independent claims of the original patent, claims 1 and 49, and all dependent claims that depend therefrom.

POWER OF ATTORNEY

The undersigned hereby appoints the following attorney(s) and/or agent(s) to prosecute this application and all related divisional, continuing, substitute, renewal, reissue, re-exam, and to conduct all business in the Patent and Trademark Office connected therewith:

Practitioner(s) named belo	w: Name	D : 4 : 37 :	
	Name	Registration Number	
Direct all correspondence to the	above-mentioned customer num	ber	
_			
_			
Correspondence address below:			
Correspondence address below: ATTORNEY'S NAME			
Correspondence address below: ATTORNEY'S NAME FIRM NAME	STATE	ZIP	

Address all telephone calls to at telephone no. (617) 646-8000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Date

Date

Inventor's signature

Post Office Address:

Full name of first or joint inventor:

Citizenship: Residence:

Allyn Hubbard

United States of America

120 South St.

Medfield, MA 02502

120 South St.

Medfield, MA 02502

Inventor's signature

Full name of second or joint inventor:

Citizenship:

Residence:

Post Office Address:

Samesh Kale

India

1216 Arboretum Way

Burlington, MA 01803 1216 Arboretum Way Burlington, MA 01803

Inventor's signature

Full name of third or joint inventor:

Citizenship:

Residence:

Post Office Address:

Scott Rollins

United States of America 37 Wintergreen Drive

Monroe, CT 06468 37 Wintergreen Drive

Monroe, CT 06468

Full name of fourth or joint inventor:

Citizenship: Residence:

Post Office Address:

Jeremy Springhorn

United States of America

122 Forest Brook Guilford, CT 06437

122 Forest Brook Guilford, CT 06437

Inventor's signature

Full name of fifth or joint inventor:

Citizenship:

Residence:

Post Office Address:

Stephen Squinto

United States of America

16 Coachman's Ln. Bethany, CT 06524 16 Coachman's Ln.

Bethany, CT 06524

Date

Date



As one of the below named inventors, I hereby declare that: my residence, post office address and citizenship are as stated below my name; I believe I am an original, first, and joint inventor of the invention which is described and claimed in Letters Patent Number 6,338,820 granted on January 15, 2002, and in U.S. Patent Application Serial No. 10/760,171 entitled APPARATUS FOR PERFORMING ASSAYS AT REACTION SITES, filed on January 15, 2004, as amended by a Preliminary Amendment filed therewith, and for which invention I solicit a reissue patent.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations § 1.56.

STATEMENT OF INOPERATIVENESS OF ORIGINAL PATENT 37 C.F.R. §1.175

I hereby aver that I believe the original patent to be wholly or partly inoperative or invalid by reason of my claiming less than I had a right to claim in the patent. The errors which are recited herein occurred without any deceptive intent.

All errors being corrected in this reissue application up to the time of filing of this declaration arose without any deceptive intent.

The particular insufficiencies in the claims result because they are not as broad as the scope to which I believe I am entitled due to the inclusion of certain limitations in the claims, such as a "multi-function head." The limitation of "a multi-function head" appears in the two independent claims of the original patent, claims 1 and 49, and all dependent claims that depend therefrom.

POWER OF ATTORNEY

The undersigned hereby appoints the following attorney(s) and/or agent(s) to prosecute this application and all related divisional, continuing, substitute, renewal, reissue, re-exam, and to conduct all business in the Patent and Trademark Office connected therewith:

Customer AND	ers at Wolf, Greenfi Number: er(s) named below:	eld & Sacks, P.C.	23628	
		ame	Registration Numbe	r
<u>OR</u>	errespondence to the abo	ove-mentioned customer num	ber	
ATTORN	EY'S NAME			
FIRM NA	1ME			
ADDRES	SS			
CITY		STATE	ZIP	
COUNTI	RY	TELEPHONE	FAX	

Address all telephone calls to at telephone no. (617) 646-8000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Post Office Address:

Full name of first or joint inventor:

Citizenship:

Residence:

Allyn Hubbard

United States of America

120 South St.

Medfield, MA 02502

120 South St.

Medfield, MA 02502

10w 22, 04

Date

Date

Inventor's signature

Full name of second or joint inventor:

Citizenship:

Residence:

Samesh Kale

India

1216 Arboretum Way

Burlington, MA 01803

1216 Arboretum Way Burlington, MA 01803

Post Office Address:

Inventor's signature

Full name of third or joint inventor:

Citizenship:

Residence:

Scott Rollins

United States of America 37 Wintergreen Drive

Post Office Address:

Monroe, CT 06468 37 Wintergreen Drive Monroe, CT 06468

Full name of fourth or joint inventor:

Citizenship:

Residence:

Post Office Address:

Jeremy Springhorn

United States of America

122 Forest Brook Guilford, CT 06437

122 Forest Brook Guilford, CT 06437

Date

Date

Inventor's signature

Full name of fifth or joint inventor:

Citizenship:

Residence:

Post Office Address:

Stephen Squinto

United States of America

16 Coachman's Ln. Bethany, CT 06524

16 Coachman's Ln. Bethany, CT 06524